

mark or tradition on any part of the said dividing line definitely fixing its location. That he has no personal knowledge of the survey said to have been made some six or eight years ago under the joint commission of the States of Maryland and Virginia, but heard of it as having taken place during his temporary absence from home.

Mr. Brittingham testified that he resides, and has for many years resided, in Accomac county, Virginia, within two hundred yards of the reputed dividing line between Maryland and Virginia; that he owns a farm on the Maryland side of said line, the title papers of which call for the Virginia line; and owns another, on which he resides, in Virginia, the papers of which call for the Maryland line; that between these farms, for the distance of about half a mile, there is a public road reputed to be a part of the said dividing line; that besides this road, he knows a few marked trees on and near his said farm, eastwardly from the said road towards the ocean, which have been reputed to be on the said dividing line, and have been several times within his knowledge marked as such by processioners, (officers appointed under a law of Virginia,) to perpetuate the boundaries of lands; that except these, he knows of no marks or objects indicating the location of said dividing line; that the Islands of Assateague, Pope and Toby, between the main land and the ocean, are reputed to be crossed by the said line, and he owns the Virginia parts of those islands, but has never been able to ascertain the bounds of his part thereof; that on the ocean shore there is no mark indicating the line, and for the space of half a mile along said shore, the line is in doubt and dispute, as was shown a few years ago when a ship was wrecked within the limits of the disputed territory, and was claimed by the wreck-masters both of Virginia and Maryland as being within their jurisdiction respectively. That about eight or nine years ago, two persons engaged in surveying the said dividing line, coming west from the direction of the ocean, stopped at the house of the witness and remained all night. That next morning they proceeded westward, starting from a point in the said public road, but no marks or boundaries indicating the line run have ever been seen or heard of by the witness.

The committee found in the Executive department a lithograph map showing a dividing line on the Eastern Shore of Maryland and Virginia. But they have not been able to find any other description of the line. They find no courses or distances, or other description whereby a surveyor could locate the line. The whole work will therefore be required to be done over again. The line, in some part of it, is well known and admitted. Colonel Thomas J. Lee, the Commissioner of Maryland, made a report to Governor Hicks, in December, 1859, showing the unfinished condition of the work of